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Application No. 09/750,779  
12013/55202

AF/1632

H/17

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**SEP 25 2003**

**TECH CENTER 1600/2900**

Inventors : Wei-Ping Li et al.  
Serial No. : 09/750,779  
Filed : 2 January 2001  
For : Controlled Delivery of Therapeutic Agents by Insertable Medical Devices  
Group Art Unit : 1632  
Examiner : Dave Nguyen

**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**OCT 02 2003**

**OFFICE OF PETITIONS**

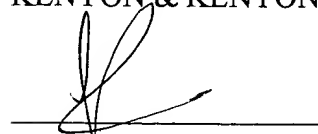
**RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.78(a)(6)**

SIR:

In response to the decision on the petition under 37 CFR 1.78(a)(6), Applicants submit herewith a substitute amendment and response under 37 CFR 1.116. In the decision on the petition, the Office of Petitions stated that a substitute amendment deleting the incorporation by reference statement of U.S. Provisional Application No. 60/173,743 was required. Applicants have amended the specification accordingly in this substitute amendment filed herewith.

It is not believed that any extensions of time or other fees are required in connection with the filing of this response. However, if any fees for extension(s) of time or additional fees are required in connection with the filing of this response, such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and the Commissioner is authorized to charge any such required fees or to credit any overpayment to Kenyon & Kenyon's Deposit Account No. 11-0600.

Respectfully submitted,  
KENYON & KENYON



By: Zeba Ali  
(Reg. No. 51,392)

Dated: Sept 22 2003

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